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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA**

ELISHA SHEPHERD,

Plaintiff,

v.

**MILTON J. JAKEWAY, and
UNITED STATES OF AMERICA,**

Defendants.

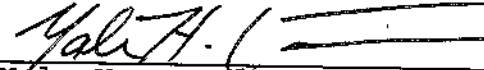
Case No. 3)01-cv-333 JKS

**CROSS-MOTION TO ESTABLISH THE LAW REGARDING
AVAILABILITY OF AWARD OF ATTORNEY FEES**


Elisha Shepherd, through her attorneys, submits her Cross-Motion to the Defendants' Motion to Establish the Law Regarding Availability of Attorney Fees. The Plaintiff seeks an order that she is entitled to an award of attorney's fees at the conclusion of the trial in the captioned case pursuant to the Equal Access to Justice Act ("EAJA") at 28 U.S.C. § 2412. This motion is supported by the Plaintiff's memorandum in response to the Defendants' Motion to Establish the Law Regarding Availability of Attorney Fees, which is incorporated herein by reference.

DATED this 18TH day of October 2006 at Anchorage, Alaska.

The Law Offices of Yale H. Metzger
Attorney for the Plaintiff

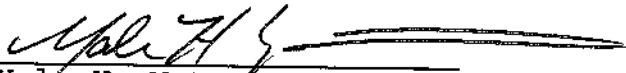

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A true and correct copy of the
foregoing was served electronically
to the following this 18TH day of
October 2006:

Susan Lindquist, Esq.
Assistant U.S. Attorney
Federal Building & U.S. Courthouse
222 West 7th Avenue, No. 9, Room 253
Anchorage, Alaska 99513-7567


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